

Town of Wilton
Inland Wetlands Commission
Town Hall Annex
238 Danbury Road
Wilton, CT 06897

Decision by Citation Hearing Officer on Municipal Citation No.: 2664(S)


Property Owner: Mieko Ikegame
Address: 16 Rivergate Road, Wilton, CT 06897
Violation: Failure to comply with directives of Inland Wetlands Commission and submit corrective action application in violation of Sec. 6.3 of the inland wetlands and watercourses regulations of the Town of Wilton.

FINDINGS:

1. The Inland Wetlands Commission ("IWC") on April 9, 2021 imposed a \$1,000 fine to Mieko Ikegame ("Property Owner"), owner of property located at 16 Rivergate Woods, Wilton, CT, for failure to comply with the directives of the IWC.
2. The matter relates to an initial order by the IWC issued in November 2020 in response to a cease and desist order, for the Property Owner's failure to comply with IWC directives and submit a corrective action application. A \$500 fine was imposed by the hearing officer following a hearing on March 15, 2021, which fine has been paid. The file, hearing minutes and citation officer's decision in Municipal Citation File No. 086 are incorporated herein by reference.
3. On April 10, 2021, the Property Owner, through her duly authorized agent and representative Jake Saltzman, requested a hearing before the hearing officer, to appeal the \$1,000 fine imposed by the IWC.
4. A hearing before the IWC hearing officer was scheduled via zoom for April 20, 2021 at 9 am and Mr. Saltzman and the Property Owner were advised by email of the date and time of the hearing. Mr. Saltzman and Michael Conklin, director of environmental affairs for the town of Wilton, appeared at the April 20, 2021 hearing.
5. At the April 20, 2021 hearing, Mr. Conklin gave testimony as to the basis for citation 2664(S). Mr. Saltzman acknowledged notice of the hearing and represented that he was the duly authorized representative of the Property Owner. Mr. Saltzman read into the record, a letter from the Property Owner indicating the difficulties she had encountered to try to submit a corrective permit application including personal health issues, failure of the prior contractor to execute a contract, failure of the contractor to finish work as promised to the Property Owner and other reasons.
6. Based upon the IWC's November 2020 directive, the extended deadlines granted to submit a corrective permit application; the fact that no activity has occurred in nearly five months to resolve the underlying violation, and the testimony of Mr. Conklin and Mr. Saltzman, the hearing officer upheld the citation but reduced the fine from \$1,000 to \$500, which must be paid on or before May 12, 2021, along with the submission of a

corrective permit application. The hearing officer further held that if no corrective permit application has been filed by the May 12, 2021 date imposed by the IWC, then the entire \$1,000 fine will be immediately due, in accordance with Sec. 9-B9 et seq. of the ordinances of the Town of Wilton, CT.

Dated this the 27th day of April, 2021.

A handwritten signature in black ink, appearing to read "Elizabeth AB Suchy", written over a horizontal line.

Elizabeth AB Suchy
Hearing Officer